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September 14, 2006

VIA ECF AND FIRST CLASS MAIL

Honorable Arthur D. Spatt
United States District Judge
Eastern District of New York
100 Federal Plaza
P.O. Box 9014
Central Islip, New York 11722-9014

Re: Allan Hoyt v. Home Depot U.S.A., Inc., et al., No. 05 CV 2890 (ADS) (AKT)

Dear Judge Spatt:

We represent Defendants in the above-referenced matter. We are writing on behalf of both parties to inform the Court that the parties have reached a settlement and to request that the Court enter a 60-day order of discontinuance to allow the parties time to memorialize the settlement.

Respectfully submitted,



Debra Morway

cc: James Vagnini, Esq., *counsel for Plaintiff*